## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Lunak, et al.

Confirmation No.:

7439

Appl. No.:

10/820,209

Art Unit:

2876

Filed:

04/07/2004

Examiner:

St. Cyr, Daniel

For:

METHOD OF MONITORING INVENTORY OF AN OPEN

SHELVING SYSTEM

Docket No.:

050704/306103

Customer No.: 00826

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. § 41.31)

Applicant hereby appeals to the Board of Appeals and Interferences from the last decision of the Examiner.

| The | fee | for | this | Notice | of Appea | l is ur | nder 37 | CFR | § 41 | .20(b)(1) |  |
|-----|-----|-----|------|--------|----------|---------|---------|-----|------|-----------|--|
|     |     |     |      |        |          |         |         |     |      |           |  |

|             | Applicant claims small entity Status.  |
|-------------|--|
|             | A check is enclosed. (\$540.00 for large entity fee or \$270.00 if small entity status)                          |
| $\boxtimes$ | The fee was paid during e-filing.  Please charge Deposit Account No. 16-0605 for the Notice of Appeal Filing Fee |
| $\boxtimes$ | Any additional fee or refund may be charged to our Deposit Account No. 16-0605.                                  |
|             | A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.   |

Respectfully submitted.

R. Flynt Strean

Registration No. 56,450

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